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VIA ECF & REGULAR MAIL

October 31, 2007

Deputy Law Clerk, Jim Reily
for Honorable Shira A. Scheindlin
500 Pearl Street, 15C
New York, NY 10007

Re: Plasterers Local 262 Benefit Funds v. Medway Construction
Docket No. CV-07-7640

Dear Mr. Reily:

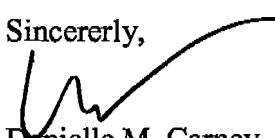
This firm is counsel to the above named Plaintiff Funds.

After receiving my request to the Court, the Defendant contacted an attorney who has agreed to comply with the Plaintiff's audit demand. The earliest appointment the accountants for each party could agree on was December 14, 2007. Accordingly, it will not be necessary to submit a Motion for Default.

Please advise if you want our offices to submit a status report as to the results. We are respectfully requesting that if the Court orders a conference, it would not be for period December 14 to December 28 because the Plaintiffs will be out of town.

Thank you.

Sincerely,


Danielle M. Carney, Esq.

DMC:jp

cc: Fund Office
Michael Rabinowitz, Esq. Attorney for Defendants